

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

10 UNITED STATES OF AMERICA,)
11 Plaintiff,) CASE NO. CR06-296 JCC
12 v.) DETENTION ORDER
13 DALE ALEXANDER PRENTICE,)
14 Defendant.)

Offenses charged:

Conspiracy to Import Marijuana, in violation of Title 21, U.S.C., Section 952(a), 960(a)(b)(1)(G) and 963;

Conspiracy to Possess Marijuana with the Intent to Distribute, in violation of Title 21, U.S.C., Section 841(a)(1), 841(b)(1)(B) and 846;

Possession of Marijuana with the Intent to Distribute, in violation of Title 21, U.S.C., Section 812.

Date of Detention Hearing: September 19, 2006

24 The Court, having conducted a contested detention hearing pursuant to Title 18
25 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention
26 hereafter set forth, finds that no condition or combination of conditions which the defendant

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1 can meet will reasonably assure the appearance of the defendant as required and the safety
2 of any other person and the community. The Government was represented by Susan Roe.
3 The defendant was represented by Richard Troberman.

4 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

- 5 (1) There is probable cause to believe the defendant committed the drug
6 offense. The maximum penalty is in excess of ten years. There is
7 therefore a rebuttable presumption against the defendant's release based
8 upon both dangerousness and flight risk, under Title 18 U.S.C. §
9 3142(e).
- 10 (2) The nature of the offense and specifically this conspiracy has involved
11 large sums of cash, of which over \$500,000.00 was found at the
12 Redmond residence of a co-defendant. The co-conspirator has been
13 characterized by the defendant as his partner. With access to this
14 amount of cash, defendant poses a risk of flight.
- 15 (3) The Government's case is strong as it is based in part upon the recorded
16 eighty (80) telephone calls between the Defendant and an undercover
17 federal agent. The purpose of the calls were to arrange the rental of a
18 warehouse in the United States which would be used to store drugs
19 smuggled from Canada. The agent was to pose as the lessor of said
20 warehouse.
- 21 (4) Defendant is viewed as a risk of flight inasmuch as he is a Canadian
22 citizen. His assets and businesses in Canada and his reported income
23 from those businesses suggest that there are sources of income that are
24 not legitimate. Based upon the foregoing information, it appears that
25 there is no condition or combination of conditions that would reasonably
26 assure future Court appearances and/or the safety of other persons or the

community.

It is therefore ORDERED:

- (1) The defendant shall be detained pending trial and committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
 - (2) The defendant shall be afforded reasonable opportunity for private consultation with counsel;
 - (3) On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which the defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
 - (4) The clerk shall direct copies of this order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United States Pretrial Services Officer.

DATED this 20th day of September, 2006.



MONICA J. BENTON
United States Magistrate Judge